

## Exportation of Proviſions.

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## Acts and Laws

Paſſed by the Great and General Court or Aſſembly of His Ma-  
jeſty's Province of the *Maſſachuſetts-Bay* in *New-England*: Be-  
gun and Held at *Boſton* upon Wednesday the twenty-eighth  
Day of *May* 1755. And continued by Prorogations to Wed-  
neſday the twenty-fourth Day of *September* following, and  
then met.

## C H A P. XII.

An Act for preventing the Exportation of Proviſions and  
Warlike Stores out of this Province.

**B**E it enacted by the Lieutenant Governour, Council and Houſe of  
Representatives, That no Warlike Stores or Proviſions of any  
Kind whatſoever (Fiſh only excepted) ſhall be exported or carried  
out of any Port or Harbour in this Province, in any Veſſel whatever before  
the firſt Day of *December* next, ſaving only ſuch Proviſions or Warlike  
Stores as are neceſſary for the Defence of each reſpective Veſſel outward  
bound, and victualling the Mariners on Board the ſame, during their in-  
tended Voyage, and whereof an Account in Writing ſhall be given by the  
Maſter of ſuch Veſſel on Oath to the Impoſt Officer or his Deputy; and  
where there is no Impoſt Officer or Deputy, then to a Juſtice of the Peace,  
or the Town Clerk, on Pain of *One Thouſand Pounds* Lawful Money, to be  
forfeited and paid by the Maſter, and the like Sum by the Owner and Ow-  
ners, Faſtor and Factors of each reſpective Veſſel in which any Warlike  
Stores or Proviſions ſhall be exported or carried out of any Port or Harbour  
in this Province; one Moiety thereof to the Uſe of this Government, and  
the other Moiety to him or them that ſhall inform or ſue for the ſame:  
And ſuch Maſters, Owners and Factors reſpectively upon their being con-  
victed of the Offence aforeſaid, at the Superiour Court of Judicature, Court  
of Aſſize and General Goal Delivery, ſhall be further liable to ſtand in the  
Pillory, and have one of their Ears cut off.

Exportation  
of Warlike  
Stores and  
Proviſions  
prohibited,  
ſaving.

Penalty &c:  
for Breach of  
this Act.

And be it further enacted, That if the Governour or Commander in Chief  
for the Time being, ſhall ſee fit with the Advice and Conſent of the Council  
to iſſue a Proclamation, prohibiting the Exportation of Proviſions or War-  
like Stores out of this Province for any Time after the ſaid firſt Day of *December*

Governor and  
Council may  
prolong the  
Time above.

[ B b b ]

next,



## Exportation of Provisions.

next, not exceeding the first Day of *March* next after, the Master and Owner and Owners, Factor and Factors of any Vessel or Vessels on board of which such Provisions or Warlike Stores shall be exported, contrary to such Proclamation, shall be respectively liable to the same Pains and Penalties as if the same had been exported before the said first Day of *December*, contrary to this Act.

Proviso for  
Sea or Land  
Forces.

*Provided always*, That it shall and may be lawful for any Provisions or Warlike Stores to be exported for the Service of his Majesty's Sea or Land Forces, on board any Vessel or Vessels licenced for that Purpose by the Governour or Commander in Chief for the Time being, with the Advice of the Council.

Proviso for  
Coasting Vef-  
sels &c.

*Provided also*, That it shall and may be lawful for Provisions and Warlike Stores to be laden and transported on board any Coasting Vessel or Vessels passing from one Port to another within this Province, Bond being first given in a *Thousand Pounds* Lawful Money, with sufficient Sureties to the Impost Officer or his Deputy; and where there is no Impost Officer or Deputy, then to a Justice of the Peace or the Town Clerk, to Re-land the same in some Town or District in this Province, and to return a Certificate thereof from the Deputy Impost Officer residing in the Town or District where they are so Re-landed, or from the Town or District Clerk of such Towns or Districts where no Deputy Impost Officer resides.

Proviso also in  
Towns where  
the Fishery is  
carried on.

*Provided also*, That in such Towns where the Fishery is carried on, and out of which Vessels Coasting from one Port to another in this Province, and wherein neither the Impost Officer or his Deputy dwells, the Masters of such Fishing or Coasting Vessels may render the Account aforesaid on Oath to a Justice of the Peace or the Town Clerk of the respective Towns out of which they sail, who is hereby impowered to take the same: And the Account so taken and attested shall be by them transmitted to the Impost Officer, which shall be as effectual as tho' the same were taken by him or his Deputy.

Impost Officer  
his Fee.

And be it further enacted, That the Impost Officer shall be allowed *One Shilling* for each Bond so taken; and every Justice and Town or District Clerk, the like Sum for every such Certificate by them respectively transmitted as aforesaid, to be paid by the Master.

Penalty for  
holding Cor-  
respondence  
or Communi-  
cation with  
Inhabitants of  
*Louisbourg* &c.

And be it further enacted, That if any of his Majesty's Subjects of this Province shall hold any Correspondence or Communication with any Inhabitants of *Louisbourg*, or any other of the French Settlements in *North America*, either by Land or Water, or if any Person or Persons belonging to this Province shall go or send to *Louisbourg* or any other French Settlement in *North-America* during the Continuance of this Act, the Ship, Sloop or other Vessel employed, with all her Tackle and Appurtenances, and her Cargo, shall be forfeited, one Half to his Majesty for the Use of this Province, the other Half to him or them who shall inform and sue for the same in any of his Majesty's Courts within this Province proper to try the same; and the Master of any Ship or other Vessel so employed, shall be further liable to have one Ear cut off, and be publicly whipped thirty nine Lashes, and be rendered for ever incapable of holding any Place of Honour or Profit under this Government, and the Owner or Owners, and Factor or Factors of the Owner or Owners of such Ship or other Vessel shall forfeit and pay each *five Hundred Pounds*, to be recovered and disposed of as above, and also be for ever disabled to hold any Place of Honour or Profit under this Government.

[ *This Act was Published October 1st. 1755.* ]

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B O S T O N :

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